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Attorneys for Plaintiff JENS ERIK SORESENSEN,
as Trustee of SORESENSEN RESEARCH AND
DEVELOPMENT TRUST

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

JENS ERIK SORESENSEN, as Trustee of)	Case No. 08cv308 BTM CAB
SORESENSEN RESEARCH AND)	
DEVELOPMENT TRUST,)	PLAINTIFF'S NOTICE OF MOTION AND
)	MOTION TO MODIFY PATENT LOCAL
Plaintiff)	RULES SCHEDULE TO ACCELERATE
v.)	IDENTIFICATION OF CLAIMED
)	INVALIDATING PRIOR ART
LOGITECH INC., a California)	Date: June 20, 2008
Corporation; and DOES 1 – 100,)	Time: 11:00 a.m.
)	Hon. Barry T. Moskowitz
Defendants.)	NO ORAL ARGUMENTS UNLESS
)	ORDERED BY THE COURT
)	

1 TO ALL PARTIES HEREIN AND THEIR ATTORNEYS OF RECORD:

2 NOTICE IS HEREBY GIVEN that on the date and time listed above, or as
3 soon thereafter as the matter may be heard, before the Honorable Barry Ted
4 Moskowitz, Plaintiff JENS E. SORENSEN, as TRUSTEE OF THE SORENSEN
5 RESEARCH AND DEVELOPMENT TRUST, hereby moves the Court to modify
6 patent local rules schedule to accelerate identification of claimed invalidating prior
7 art. The motion is based on the following grounds:

8 1. The stays pending PTO reexamination of the subject '184 patent have
9 been based on the expectation that the Court is shifting the patent validity issue to
10 the PTO so that all prior art presented to the Court will have been first considered by
11 the PTO.

12 2. The Court's expectation cannot be met if the other defendants asserting
13 invalidity of the '184 patent due to invalidating prior art do not identify that prior art
14 in time for it to be considered by the PTO during the pending reexaminations.

15 This motion is based upon this Notice, and the concurrently filed documents in
16 support thereof: Memorandum of Points and Authorities; and Declaration of Melody
17 Kramer.

18 DATED this Friday, April 04, 2008.

19
20 JENS ERIK SORENSEN, as Trustee of
21 SORENSEN RESEARCH AND DEVELOPMENT
22 TRUST, Plaintiff

23 /s./ Melody A. Kramer

24 Melody A. Kramer, Esq.

25 J. Michael Kaler

26 Attorney for Plaintiff
27
28

PROOF OF SERVICE

I, Melody A. Kramer, declare: I am and was at the time of this service working within in the County of San Diego, California. I am over the age of 18 year and not a party to the within action. My business address is the Kramer Law Office, Inc., 9930 Mesa Rim Road, Suite 1600, San Diego, California, 92121.

On Friday, April 04, 2008, I served the following documents:

**PLAINTIFF'S NOTICE OF MOTION AND MOTION TO MODIFY PATENT
LOCAL RULES SCHEDULE TO ACCELERATE IDENTIFICATION OF
CLAIMED INVALIDATING PRIOR ART**

**MEMORANDUM OF POINTS & AUTHORITIES IN SUPPORT OF PLAINTIFF'S
MOTION TO MODIFY PATENT LOCAL RULES SCHEDULE TO ACCELERATE
IDENTIFICATION OF CLAIMED INVALIDATING PRIOR ART**

**DECLARATION OF MELODY A. KRAMER IN SUPPORT OF PLAINTIFF'S MOTION
TO MODIFY PATENT LOCAL RULES SCHEDULE TO ACCELERATE
IDENTIFICATION OF CLAIMED INVALIDATING PRIOR ART**

PERSON(S) SERVED	PARTY(IES) SERVED	METHOD OF SERVICE
I. Neel Chatterjee nchatterjee@orrick.com Richard S. Swope rswope@orrick.com ORRICK, HERRINGTON & SUTCLIFFE LLP 1000 Marsh Road Menlo Park, CA 94025	Logitech, Inc.	Email - Pleadings Filed with the Court via ECF

- ☐ (Personal Service) I caused to be personally served in a sealed envelope hand-delivered to the office of counsel during regular business hours.
- ☐ (Federal Express) I deposited or caused to be deposited today with Federal Express in a sealed envelope containing a true copy of the foregoing documents with fees fully prepaid addressed to the above noted addressee for overnight delivery.
- ☐ (Facsimile) I caused a true copy of the foregoing documents to be transmitted by facsimile machine to the above noted addressees. The facsimile transmissions were reported as complete and without error.

1
2 ☐ (Email) I emailed a true copy of the foregoing documents to an email address
3 represented to be the correct email address for the above noted addressee.

4 ☒ (Email--Pleadings Filed with the Court) Pursuant to Local Rules, I electronically filed
5 this document via the CM/ECF system for the United States District Court for the
6 Southern District of California.

7 ☐ (U.S. Mail) I mailed a true copy of the foregoing documents to a mail address
8 represented to be the correct mail address for the above noted addressee.

9 I declare that the foregoing is true and correct, and that this declaration was executed on
10 Friday, April 04, 2008, in San Diego, California.

11 /s./ Melody A. Kramer

12 _____
Melody A. Kramer